

Filed for intro on 02/02/95
House Bill _____
By _____

Senate No. SB1403
By Gilbert

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 11, relative to the scalping of certain admission tickets.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 11, is amended by adding the following as an appropriately numbered new section:

(a) As used in this section, unless the context otherwise requires, "scalp an admission ticket" means to resell any ticket, pass or admission card at a price greater than two (2) times the price printed upon such ticket, pass or card, including tax, or a price greater than two (2) times the standard retail price for which such ticket, pass or card was issued or offered for sale by the promoter, manager, operator or owner of any theater, auditorium, stadium, dance hall, rink, athletic field or any other place to which a ticket, pass or admission card is required as a condition of admission thereto, including tax. The owner or operator of the property on which such entertainment event is to be held or is being held may authorize, in writing, any person to sell such ticket, privilege or license of admission at a price in excess of that authorized under this section. Such

writing shall specify the price for which such ticket, privilege or license of admission is to be sold.

(b) It is an offense for any person to scalp an admission ticket, offer to scalp an admission ticket, or attempt to scalp an admission ticket, pass or admission card to any theater, auditorium, stadium, dance hall, rink, athletic field or any other place to which such a ticket, pass or admission card is required as a condition of admittance thereto.

(c) Each sale, offer to sell or attempt to sell a ticket, pass or admission card in a manner constituting scalping an admission ticket is a separate offense.

(d)

(1) This section shall not apply to the sale of transportation tickets by a duly licensed travel agency having an established place of business.

(2) This section shall not apply to the sale of tickets to an athletic event of any college or university accredited by the state.

(e) Violation of this section is a Class B misdemeanor punishable by fine only not to exceed five hundred dollars (\$500).

SECTION 2. This act shall take effect on July 1, 1995, the public welfare requiring it.

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